

MESSAGE NO: 7067202 MESSAGE DATE: 03/08/2007

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 4002207
MESSAGE #
(s):

CASE #(s): C-122-815

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2000 TO 12/31/2000

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY MAGNESIUM
FROM CANADA EXPORTED BY NORSK HYDRO CANADA INC. (C-122-815)

MESSAGE NO: 7067202

DATE: 03 08 2007

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 4002207

REFERENCE DATE: 01 02 2004

CASES: C - 122 - 815

- -

- -

- -

- -

- -

PERIOD COVERED: 01 01 2000 TO 12 31 2000

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY
MAGNESIUM FROM CANADA EXPORTED BY NORSK HYDRO CANADA
INC. (C-122-815)

1. ON OCTOBER 16, 2006, THE NAFTA SECRETARIAT PUBLISHED IN THE
FEDERAL REGISTER A NOTICE OF COMPLETION OF PANEL REVIEW OF THE
FINAL REMAND DETERMINATION MADE BY THE INTERNATIONAL TRADE
COMMISSION CONCERNING THE FULL SUNSET REVIEW OF THE
COUNTERVAILING DUTY ORDERS ON PURE MAGNESIUM AND ALLOY MAGNESIUM

FROM CANADA (71 FR 60692). AS A RESULT OF THIS DECISION, THE
SUSPENSION OF LIQUIDATION TO WHICH MESSAGE NO. 4002207 (DATED
01/02/2004) REFERS SUSPENDING LIQUIDATION OF ENTRIES WHICH ARE

SUBJECT TO THE COUNTERVAILING DUTY ORDERS ON PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA FOR PERIOD 01/01/2000 THROUGH 12/31/2000 EXPORTED BY NORSK HYDRO CANADA INC. IS LIFTED ON 10/16/2006.

2. IMPORTS COVERED BY THESE REVIEWS ARE SHIPMENTS OF PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA. PURE MAGNESIUM CONTAINS AT LEAST 99.8 PERCENT MAGNESIUM BY WEIGHT AND IS SOLD IN VARIOUS SLAB AND INGOT FORMS AND SIZES. MAGNESIUM ALLOYS CONTAIN LESS THAN 99.8 PERCENT MAGNESIUM BY WEIGHT WITH MAGNESIUM BEING THE LARGEST METALLIC ELEMENT IN THE ALLOY BY WEIGHT, AND ARE SOLD IN VARIOUS INGOT AND BILLET FORMS AND SIZES. THE MERCHANDISE UNDER REVIEW IS CURRENTLY CLASSIFIABLE UNDER ITEMS 8104.11.0000 AND 8104.19.0000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES. SECONDARY AND GRANULAR MAGNESIUM ARE NOT INCLUDED IN THE SCOPE OF THESE REVIEWS.

3. THE NET SUBSIDY FOR NORSK HYDRO CANADA INC. WAS FOUND TO BE 1.59 PERCENT AD VALOREM FOR THE PERIOD 01/01/2000 THROUGH 12/31/2000.

4. ACCORDINGLY, YOU ARE TO LIQUIDATE AT 1.59 PERCENT OF THE ENTERED VALUE ALL SHIPMENTS OF PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA EXPORTED BY NORSK HYDRO CANADA INC. ON OR AFTER 01/01/2000 AND ON OR BEFORE 12/31/2000.

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDERS. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF

LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 12/31/00 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER 12/31/2000 WILL CONTINUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 01:AM)).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party